

State of South Dakota

EIGHTY-FOURTH SESSION LEGISLATIVE ASSEMBLY, 2009

275Q0290

HOUSE BILL NO. 1214

Introduced by: Representatives Olson (Ryan), Krebs, and Rausch and Senators Fryslyie, Ahlers, Peterson, and Vehle

1 FOR AN ACT ENTITLED, An Act to remove certain speed restrictions for certain vehicles
2 hauling agricultural products or livestock.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 32-22-16.3 be amended to read as follows:

5 32-22-16.3. No vehicle hauling agricultural products from farm storage or livestock from
6 a farm is subject to enforcement action for violations not exceeding the legal limits imposed
7 pursuant to § 32-22-16 or 32-22-21 by more than five percent. However, ~~such~~ the vehicle ~~may~~
8 ~~not exceed the speed of fifty miles per hour and~~ is only exempt pursuant to this section within
9 a range of fifty miles of the farm. ~~Such~~ The vehicle may not exceed the posted weight of any
10 bridge or road. The weight tolerance authorized in this section is not applicable during spring
11 load restrictions as set forth in § 32-22-24. If enforcement action is taken pursuant to this
12 section, the fine or penalty shall apply to that portion of the load that is above the legal limit.
13 The weight tolerance authorized in this section is not permitted on the interstate highway
14 system. A violation of this section is a Class 2 misdemeanor.

15 Section 2. That § 32-22-42.2 be amended to read as follows:



1 32-22-42.2. No vehicle hauling agricultural products from a harvesting combine to the point
2 of first unloading is subject to enforcement action for violations not exceeding the legal limits
3 imposed pursuant to § 32-22-16 or 32-22-21 by more than ten percent. However, ~~such the~~
4 vehicle ~~may not exceed the speed of fifty miles per hour and~~ is only exempt pursuant to this
5 section within a range of fifty miles of the harvested field. If enforcement action is taken
6 pursuant to this section, the fine or penalty shall apply to that portion of the load more than ten
7 percent above the legal limit. The weight tolerance authorized in this section is not permitted
8 on the interstate highway system. A violation of this section is a Class 2 misdemeanor.